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 Attorneys for Defendant FEDERICO MORAN

UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA  
 \* \* \*

UNITED STATES OF AMERICA,	)	2:10-cr-00575-JDM-LRL
	)	
Plaintiff,	)	
	)	
	)	<b><u>MOTION TO WITHDRAW AS</u></b>
	)	<b><u>COUNSEL</u></b>
FREDERICO MORAN, a.k.a.,	)	
Rodrigo Castellon-Huizar, and	)	
	)	
Defendants.	)	

COMES NOW, MICHAEL L. BECKER, ESQ., counsel of record for Defendant  
 FEDERICO MORAN, and moved this honorable court to allow him to withdraw as counsel of  
 record, and to allow for the substitution of a new appointed counsel to review the records to  
 prepare a possible appeal.

On or about December 3, 2011, counsel was retained to represent Moran in the above  
 referenced case. On May 20, 2011, Moran plead guilty to Conspiracy to Distribute  
 Methamphetamine. On October 5, 2011, Moran was sentenced to 151 months in prison by the  
 court.

On October 14, 2011, counsel filed a timely notice of appeal at the request of Moran.  
 Counsel now seeks to withdraw from the instant matter because if Moran does appeal, one issue  
 would be ineffective assistance of counsel, which would be an obvious conflict of counsel to file.

1 Defendant is also indigent and requests the appointment of new counsel for Moran for the  
2 purposes of appeal.

3 Therefore in the interest of justice new counsel should be appointed for the purposes of  
4 appeal.

5  
6 Defense counsel was retained and is requesting this court allow him withdrawal from the  
7 instant case, for the aforementioned reasons.

8 Accordingly, counsel for defendant Moran requests that the court enter an order granting  
9 the Motion to Withdraw. Defendant is indigent and requests the appointment of new counsel for  
10 Moran for the purposes of appeal.  
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13 Respectfully submitted.

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20 FREDERICO MORAN

21 **ORDER**

22 IT IS HEREBY ORDERED that the Motion to Withdraw as Counsel (#114) is granted.  
23 IT IS FURTHER ORDERED that a new CJA attorney shall be appointed for purposes  
of Appeal. Dated this 21st day of October, 2011.

24  
25 

26 Cam Ferencbach  
27 U.S. Magistrate Judge  
28

**AFFIDAVIT OF MICHAEL L. BECKER, ESQ.**

**STATE OF NEVADA )**  
**) ss.**  
**COUNTY OF CLARK )**

**MICHAEL L. BECKER**, being first duly sworn deposes and says:

1. That he is an attorney licensed to practice law in the State of Nevada and in the Federal District of Nevada and was retained counsel for the defendant, **FREDERICO MORAN**.
2. That he filed a timely Notice of Appeal on behalf of Moran on October 14, 2011.
3. That if Moran does in fact appeal, one issue would be ineffective assistance of counsel.
4. That counsel cannot represent this defendant on appeal because of this conflict, and thus new counsel should be appointed for the purpose of appeal.

*Michael Becker*

MICHAEL L. BECKER, ESQ.

SUBSCRIBED and SWORN to before me  
this 19<sup>th</sup> day of October, 2011.

*Jennifer Aleman*  
NOTARY PUBLIC, In and for said County  
and State

